

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Timothy MURPHY

Art Unit: 2728

Application No.: **10/770,403**

Examiner: Prebilic, Paul B.

Filing Date: 4 February 2004

Attorney Ref. No.: 010-001

For: Methods for Treating Obesity

Via EFS-Web

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the primary examiner in the above-captioned patent application.

For the fee of \$255 (fee code 2401) under 37 C.F.R. § 1.17(b) for this Notice,

please note that the fee has been paid directly through EFS-Web/RAM
 please charge our Deposit Account No. 50-2821
 please charge the account identified in the attached form PTO-2038.

The Director is authorized to charge any additional fees necessitated by this paper, and to credit any overpayments, to the above-identified Deposit Account or credit account.

A duplicate copy of this Notice is enclosed.
 A Petition for Extension of Time under 37 C.F.R. § 1.136(a) is enclosed herewith.

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Respectfully submitted,

/Adam J. Cermak/

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Date: 30 July 2008